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3/23/09



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**  
**REGION 10**  
1200 Sixth Avenue, Suite 900  
Seattle, Washington 98101-3140

March 23, 2009

Dana Cannon  
Aspect Consulting  
401 Second Avenue South, Suite 201  
Seattle, Washington 98104

Re: Freedom of Information Act Request **10-RIN-00146-09**

Dear Ms. Carmon:

This is in response to your Freedom of Information Act (FOIA) request received by the U.S. Environmental Protection Agency (EPA) on February 3, 2009, in which you requested information on the Old Bremerton **Gas Works**.

On March 4, 2009, you visited the EPA Region 10 Superfund Record Center to review documents. You selected documents for photocopy and left a hand written note to assure a FOIA fee payment above \$25. Ms. Noel Saunders, FOIA Coordinator for the Office of Environmental Cleanup, provided you with an estimated FOIA fee of \$75 in an email dated March 5, 2009.

Your responsive documents are enclosed. These publicly releasable documents are provided by the Office of Environmental Cleanup and the Office of Air, Waste, and Toxics.

The cost to produce your request is \$73.10; \$14.00 for professional search/review time of 30 minutes at \$28.00 per hour and \$59.10 for 394 pages of copy at \$0.15 for each page. By your March 4, 2009, handwritten note, you assured a FOIA fee above \$25. Enclosed is a bill and payment instructions. Send your payment to U.S. EPA, FOIA and Miscellaneous Payments, Cincinnati Finance Center, P.O. Box 979078, St. Louis, MO 63197-9000. Visit [www.pay.gov/paygov/](http://www.pay.gov/paygov/) to pay by debit or credit card.

This is not an adverse determination. However, under FOIA, you have the right to appeal the following determinations:

- Records denied in whole or in part;
- No responsive records have been located;
- Denied request for fee waiver in whole or in part;
- Denied request for expedited treatment;
- Request fee category assignment;
- Agency has fully responded but because of the voluminous nature of the request, the requester may challenge the reasonableness of the search for records

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You may appeal this response to the National Freedom of Information Officer, U.S. EPA, FOIA and Privacy Branch, 1200 Pennsylvania Avenue, N.W. (2822T), Washington, DC 20460 (U.S. Postal Service Only), FAX: (202) 566-2147, e-mail: [hq.foia@epa.gov](mailto:hq.foia@epa.gov). Only items mailed through the United States Postal Service may be delivered to 1200 Pennsylvania Avenue, NW. If you are submitting your appeal via hand delivery, courier service or overnight delivery, you must address your correspondence to 1301 Constitution Avenue, N.W., Room 6416J, Washington, DC 20001. Your appeal must be made in writing, and it must be submitted no later than 30 calendar days from the date of this letter. The Agency will not consider appeals received after the 30 calendar day limit. The appeal letter should include the RIN listed above. For quickest possible handling, the appeal letter and its envelope should be marked "Freedom of Information Act Appeal."

If you have any questions regarding this FOIA response, please contact Joanne Labaw, Site Assessment Manager at (206)553-2594 or by email at [Labaw.Joanne@epa.gov](mailto:Labaw.Joanne@epa.gov).

This concludes the EPA Region 10 response to FOIA request number **10-RIN-00146-09**.

Sincerely,



Sylvia Kawabata, Unit Manager  
Assessment and Brownfields Unit 1  
Office of Environmental Cleanup

Enclosure

# EPA Region 10 Routing AND Concurrence Sheet

Author: Pam Fitzpatrick

Date: 03-16-2009

Addressee: Dana Cannon

Subject: Old Bremerton Gas Works

File Name/Location: FOIA 10-RIN-00146-09

Signer: Sylvia Kawabata

Routing Path:

Date:

(Admin Review) 1.	Noel Saunders		3/16/09
2.	Joanne Labaw	R	3/18/09
3.	Matt Magorrian AWT	WJ	3/23/09
4.	Sylvia Kawabata		SK 3/23/09
5.			

Return to: Pamela Fitzpatrick

## CONCURRENCES

Name:	Noel Saunders	Joanne Labaw	Matt Magorrian			
Initials:	NAS	R	WJ			
Date:	3/16/09	3/18/09	3/23/09			

## ACTIONS/ADDITIONAL INFORMATION:

mailing deadline:	
mail to:	
cc's, bcc's:	
email to:	
fax to:	
pdf to:	

Additional notes/requirements: copy of request and response letter to  
Matt Magorrian AWT-122

Filing Instructions:	Schedule:	Chronological:	Program:
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Updated 12/31/08

10-RIN-00146-09



"idaemon.rtpnc.epa.gov

To: R10.FOIA@EPA

cc:

<idaemon@unixpub.epa.gov>

Subject: (032142607) On-line FOIA Request

02/02/2009 11:26 AM

01\_NAME :Dana Cannon  
02\_COMPANY :Aspect Consulting  
03\_ADDRESS :401 2nd Ave S, Ste201  
04\_CITY :Seattle  
05\_STATE :WA  
06\_ZIP :98104  
07\_EMAIL :dcannon@aspectconsulting.com  
08\_PHONE :206-838-5832  
09\_FAX :206-838-5853  
10\_SPECIFIC\_INFORMATION\_NEEDED :I would like to review the files you have available for the Old Bremerton Gas Works (aka McConkey Property, Sesko Property, or Penn Plaza Industrial Park) located at 1725 Pennsylvania Ave, Bremerton, WA.  
11\_FEE :Up to \$25, Required  
13\_FeeWaiver\_text:  
15\_ExpeditedWaiver\_text

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OCE

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Browser: Mozilla/4.0 (compatible; MSIE 6.0; Windows NT 5.1; SV1; .NET CLR 1.1.4322)

Referred: <http://www.epa.gov/foia/requestform.html>

TSSMS: epafoial

Mail to File: R10

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